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12/07/2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: AF 09-0688

Clerk of the Montana Supreme Court

December 4, 2016

P.O. Box 203003 ----Helena, MT 59620-3003

Honorable Members of the Court,

You have called for public comment of the Proposed New Rule 8.4(g) of the Professional Rules of Conduct for Montana Attorneys.

As a concerned citizen, I submit my request that you reject this rule for the following reasons:

We hold these truths to be self-evident, that all men and woman are created equal; that they are endowed by their Creator with certain unalienable rights, the Declaration argues throughout on the basis of universal reason by paying "decent respect to the opinions of mankind" and appealing to "the Laws of Nature and of Nature's GOD."

Self-Evident Truths. The Declaration bases America and its government on self-evident truths such as human equality and certain "unalienable rights." The truths are self-evident, not in the sense of being immediately obvious to everyone, but rather in presenting the logical or evident conclusion of what enlightened humanity understands by a human being. Self-evident means that marriage was for the procreation of the species, which is only naturally possible between a man and a women.

Rights. Such rights are acknowledged and affirmed liberties inherent in human nature—the right to own property, for example. They are not merely powers, and neither are they simply wishes or desires. "Endowed by their Creator," these rights transcend the ability of any government to destroy them. Thus, these inherent or natural rights produce *legitimate* government and deny the legitimacy of any government justified merely on a few intellectual elite theories.

Equality. So conceived, American government is fundamentally about rights or liberty. But these rights obviously do not mean an equality of strength, character or writing skills; nor does it demand a communistic equality of results or condition. In fact the Declaration's idea of equality would forbid such an arbitrary leveling of the naturally diverse human condition. Whatever our differences, there exists a fundamental human identity—that no one is born to rule or be ruled. Equality in this sense therefore requires that legitimate government is based on "the consent of the governed" guided by the unalienable rights endowed by the Creator God.

Cordially,



George Everett

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